

**STATE OF INDIANA – COUNTY OF PORTER
IN THE PORTER CIRCUIT AND SUPERIOR COURTS**

**Notice of Proposed New Rules for Problem Solving Courts and Finding
Good Cause to Deviate From Established Schedule
March 30, 2011**

The judges of the Porter County Circuit and Superior Courts, pursuant to Trial Rule 81(B), give notice of the proposed new Local Problem Solving Court Rules at LR64-AR00-10000, including Adult Drug Court Program (10100), Juvenile and Family Drug Court Program (10200), Veterans' Court Program (10300), and Reentry Court Program (10400), and find good cause to deviate from the schedule for adopting local rules under Trial Rule 81(D). Upon adoption of these Local Rules, LR64-CR2.2-4000.50 and LR 64-AR00-7200 (Adult Drug Program), LR65-AR00-7300 (Fee Schedule for Porter County Alcohol and Drug Offenders Service), and LR64-JV00-8030 (Juvenile Drug Court Program) shall be REPEALED.

Notice has been given to the officers of the Porter County Bar Association, to the bar and public by posting in the Porter County Clerk's office, on the Porter County Clerk's website, and on the Indiana Judicial website. The time period for the bar and the public to comment shall begin on March 30, 2011, and shall close on May 2, 2011. These rules will be effective on May 3, 2011.

Comments on these proposed rules may be made to the following address:

Porter County Superior Court #3
3560 Willowcreek Road
Portage, IN 46383 or via email at: d03@porterco.org

_____/S/_____
ROGER V. BRADFORD, Judge
Porter Superior Court I

_____/S/_____
WILLIAM E. ALEXA, Judge
Porter Superior Court II

_____/S/_____
JULIA M. JENT, Judge
Porter Superior Court III

_____/S/_____
DAVID L. CHIDESTER, Judge
Porter Superior Court IV

_____/S/_____
MARY R. HARPER, Judge
Porter Circuit Court & Superior Court V

_____/S/_____
JEFFREY L. THODE, Judge
Porter Superior Court VI

**IN THE CIRCUIT and SUPERIOR COURTS
OF PORTER COUNTY**

In the Matter of)	Cause no.	64D01-1103-CB-
)		64D02-1103-CB-
County Local Rules)		64D03-1103-CB-
			64D04-1103-CB-
			64D05-1103-CB-
			64C01-1103-CB-

10000 SERIES
PORTER COUNTY LOCAL PROBLEM SOLVING
COURT RULES

LR64-AR00-10000 PROBLEM SOLVING COURTS

10000.10 All Porter County “problem solving courts” shall be established pursuant to IC 33-23-16-11. A “problem solving court” is defined as it is at IC 33-23-16-8. Prior to being established as a problem solving court, a court will provide notice of intent to establish itself to the Indiana Judicial Center in accordance with IC 33-23-16-19(a). The court will submit a Petition for approval to the Indiana Judicial Center in accordance with the Rules adopted by the Board as required by 33-23-16-19(b).

LR64-AR00-10100 ADULT DRUG COURT PROGRAM

10100.10 Establishment. The Porter County Adult Drug Court Program is established pursuant to IC 33-23-16-11(1). The objectives of the Porter County Adult Drug Court Program shall be in accordance with the definition of a “drug court” as stated at IC 33-23-16-5.

10100.20 Fees. In accordance with the Rules adopted by the Board under IC 33-23-16-23(c), those persons directed to participate in the Porter County Adult Drug Court Program shall pay a Problem-Solving Court services fee according to a schedule of fifty dollars (\$50) per month for the duration of their Program participation. The Clerk of the Court shall collect and transmit the program fee within thirty (30) days after the fees are collected, for deposit by the auditor or fiscal officer in the appropriate user fee fund established under IC 33-37-8. Pursuant to 33-23-16-23(e) court services fees must be used only to fund problem solving court services.

10100.30 Assignment. The day-to-day operation and management of the Porter County Adult Drug Court Program has been established in and assigned to Porter County Superior Court # 3. The Adult Drug Court Program shall be reviewed by the Porter County Superior Court judges when necessary and upon review and agreement by all the judges, the Adult Drug Court Program may be established in additional courts as needed, subject to approval in accordance with IC 33-23-16-19.

LR64-AR00-10200 JUVENILE AND FAMILY DRUG COURT PROGRAM

10200.10 Establishment. The Porter County Juvenile and Family Drug Court Program shall be established pursuant to IC 33-23-16-11(1). The objectives of the Porter County Juvenile and Family Drug Court Program shall be in accordance with the definition of a “drug court” as stated at IC 33-23-16-5.

10200.20 Fees. In accordance with the Rules adopted by the Board under IC 33-23-16-23(c), those persons directed to participate in the Porter County Juvenile and Family Drug Court Program shall pay a Problem-Solving Court services fee according to a schedule of fifty dollars (\$50) per month for the duration of their Program participation. The program fees shall be collected and transmitted within thirty (30) days after the fees are collected, for deposit by the auditor or fiscal officer in the appropriate user fee fund established under IC 33-37-8. Pursuant to 33-23-16-23(e) court services fees must be used only to fund Problem-Solving Court services.

10200.30 Assignment. The day-to-day operation and management of the Porter County Juvenile and Family Drug Court Program has been established in and assigned to Porter Circuit Court. The Juvenile and Family Drug Court Program shall be reviewed by the Porter Circuit Court judge when necessary, and upon review and agreement by all the judges with appropriate jurisdiction, the Juvenile and Family Drug Court Program may be established in additional courts as needed, subject to approval in accordance with IC 33-23-16-19.

LR64-AR00-10300 VETERANS' COURT PROGRAM

10300.10 Establishment. The Porter County Veterans' Court Program shall be established pursuant to IC 33-23-16-11(7). The objectives of the Porter County Veterans' Court Program shall be in accordance with the definition of a “veterans' court” as stated at IC 33-23-16-10.

10300.20 Fees. In accordance with the Rules adopted by the Board under IC 33-23-16-23(c), those persons directed to participate in the Porter County Veterans' Court Program shall pay a problem solving court services fee according to a schedule of fifty dollars (\$50) per month for the duration of their Program participation. The Clerk of the

Court shall collect and transmit the program fee within thirty (30) days after the fees are collected, for deposit by the auditor or fiscal officer in the appropriate user fee fund established under IC 33-37-8. Pursuant to 33-23-16-23(e) court services fees must be used only to fund Problem-Solving Court services.

10300.30 Assignment. The day-to-day operation and management of the Porter County Veterans' Court Program has been established in and assigned to Porter Superior Court #3. The Veterans' Court Program shall be reviewed by the Porter County Superior Court judges when necessary and upon review and agreement by all the judges, the Veterans' Court Program may be established in additional courts as needed, subject to approval in accordance with IC 33-23-16-19.

LR64-AR00-10400 REENTRY COURT PROGRAM

10300.10 Establishment. The Porter County Re-entry Court Program shall be established pursuant to IC 33-23-16-11(5). The objectives of the Porter County Re-entry Court Program shall be in accordance with the definition of a "re-entry court" as stated at 33-23-16-9.

10300.20 Fees. In accordance with the Rules adopted by the Board under IC 33-23-16-23(c), those persons directed to participate in the Porter County Re-entry Court Program shall pay a Problem-Solving Court services fee according to a schedule of fifty dollars (\$50) per month for the duration of their Program participation. The Clerk of the Court shall collect and transmit the program fee within thirty (30) days after the fees are collected, for deposit by the auditor or fiscal officer in the appropriate user fee fund established under IC 33-37-8. Pursuant to 33-23-16-23(e) court services fees must be used only to fund Problem-Solving Court services.

10300.30 Assignment. The day-to-day operation and management of the Porter County Re-entry Court Program has been established in and assigned to Porter Superior Court #3. The Re-entry Court Program shall be reviewed by the Porter County Superior Court judges when necessary and upon review and agreement by all the judges, the Re-entry Court Program may be established in additional courts as needed, subject to approval in accordance with IC 33-23-16-19.